HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
and
HON'BLE MS.JUSTICE G.ROHINI

Writ Petition No.23308 OF 2006

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Between:
Girijana Sangam, a registered society represented
by its Secretary.

.....Petitioner

AND

Non Conventional Energy Development Corporation
of Andhra Pradesh (NEDCAP)
Nampally, Hyderabad represented by its
Vice-Chairman and Managing Director.

.....Respondents

::order:

Counsel for the Petitioner : Sri V.Raghu

Counsel for respondents 3 to 5 : Special Government Pleader

Dated 29.10.2007

Per Sri G.S.Singhvi, CJ

In this petition filed as a piece of public interest litigation, the petitioner has made the following substantive prayer.

"Therefore, it is prayed that this Hon'ble Court be pleased to issue a writ, order or direction particularly one in the nature of Writ of Mandamus declaring the action of the first respondent in passing the impugned proceedings dated 23.8.2006 as illegal, arbitrary and consequently set aside the action of the first respondent in registering and permitting the second respondent for execution of Mini Hydel Project at Mile 9/5+250 ft of power canal joining into forebay reservoir of Lower Sileru Hydel Electric Project, Mothugudem Village, Chintoor Mandal, Khammam District as illegal, arbitrary and contrary to the principles of natural justice and violative of the provisions of A.P.Land Transfer Regulation 1 of 1970 and pass such other order or orders which this Hon'ble Court may deem fit and proper in the circumstances of the case and in the interest of justice."

Today, the learned Special Government Pleader says before the Court that G.O.Ms.No.111 dated 26.10.2007 has been issued, whereby the agreement signed between NEDCAP and M/s.Krishna Priya Power Private Limited has been modified under a model based on "Finance, Build and Operate" system subject to the conditions specified in para 4 thereof.

In view of the above development, the writ petition is disposed of as infructuous with liberty to the petitioner or any other enlightened citizen of the area or any public spirited person to challenge the decision contained in G.O.Ms.No.111 dated 26.10.2007.

G.S.SINGHVI, CJ

Dt.29.10.2007

G.ROHINI,J

msv/ars